

**PITNEY HARDIN LLP**  
(MAIL TO) P.O. BOX 1945, MORRISTOWN, N.J. 07962-1945  
(DELIVERY TO) 200 CAMPUS DRIVE, FLORHAM PARK, N.J. 07932-0950  
(973) 966-6300

**ATTORNEYS FOR** Defendant  
Ford Motor Company

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

JOHN PULIAFICO,	:	HONORABLE
		Civil Action No.
Plaintiff,	:	
v.	:	
FORD MOTOR COMPANY,	:	<b>NOTICE OF REMOVAL</b>
Defendant.	:	
	:	

Pursuant to 28 U.S.C. §§ 1332, 1441, and 1446, Ford Motor Company ("Ford" or "Defendant"), Defendant in the above-captioned matter, hereby files the within Notice of Removal and states in support of the Notice of Removal that:

1. This action was commenced in the Superior Court of New Jersey, Law Division, Passaic County, by the filing of a Complaint on November 8, 2006, and is entitled *John Puliafico v.*

*Ford Motor Company*, Docket No. L-4739-06. True copies of the Summons, Complaint, Civil Case Information Statement, and Track Assignment Notice are attached hereto as Exhibit 1.

2. Ford was served with copies of the Summons and Complaint on December 1, 2006. Counsel for Ford received a copy of the Civil Case Information Statement and Track Assignment Notice in this action by facsimile on December 26, 2006.

3. This Notice of Removal is filed within thirty (30) days of notice of the initial pleading setting forth the claims for relief upon which this action is based. The time period of thirty (30) days from Ford's receipt of the Summons and Complaint expires on January 2, 2007.

4. The Summons, Complaint, Civil Case Information Statement, and Track Assignment Notice represent all the process, pleadings, or orders served upon or otherwise received by Defendant in this action. No hearings or other proceedings have taken place in this action to Defendant's knowledge.

5. This action is a civil action of which this Court has original jurisdiction under 28 U.S.C. § 1332 and is one which may be removed to this Court by Defendant Ford Motor Company pursuant to 28 U.S.C. § 1441, in that it is a civil action of which the district courts have original

jurisdiction founded on a claim arising between citizens of different states, and the amount sought exceeds the sum of \$75,000.00, exclusive of interest and costs, in that the damages (including back pay, front pay, benefits, compensatory damages, and punitive damages) and attorney's fees sought by the Plaintiff exceed \$75,000.00.

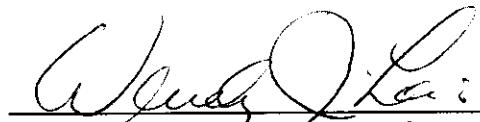
6. The Defendant will give written notice of the filing of this Notice of Removal to all adverse parties, as required by 28 U.S.C. § 1446(d).

7. The Defendant will file a true and correct copy of this Notice of Removal with the Clerk of the Superior Court of New Jersey, Passaic County, as required by 28 U.S.C. § 1446(d).

WHEREFORE, Defendant Ford Motor Company requests that the foregoing action be removed from the Superior Court of New Jersey, Law Division, Passaic County, to the United States District Court for the District of New Jersey.

PITNEY HARDIN LLP  
Attorneys for Defendant  
Ford Motor Company

By:



WENDY JOHNSON LARIO  
A Member of the Firm

DATED: December 29, 2006

# **EXHIBIT 1**

Attorney(s): WILENTZ, GOLDMAN & SPITZER, P.A.  
Address: 90 Woodbridge Center Drive, P. O. Box 10  
Woodbridge, New Jersey 07095  
Telephone No: (732) 636-8000  
Fax No.: (732) 855-6117  
Attorney(s) for Plaintiff(s): John Puliafico

JOHN PULIAFICO, Plaintiff(s), vs. FORD MOTOR COMPANY, Defendant(s).  
-----X-----  
SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION  
PASSAIC COUNTY  
DOCKET NO. L-4739-06  
CIVIL ACTION  
**SUMMONS**

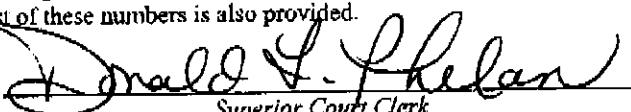
From the State of New Jersey  
To the Defendant(s) Named Above: Ford Motor Company

The plaintiff, named above, has filed a lawsuit against you in the Superior Court of New Jersey. The complaint attached to this summons states the basis for this lawsuit. If you dispute this complaint, you or your attorney must file a written answer or motion and proof of service with the deputy clerk of the Superior Court in the county listed above within 35 days from the date you received this summons, not counting the date you received it. (The address of each deputy clerk of the Superior Court is provided.) If the complaint is one in foreclosure, then you must file your written answer or motion and proof of service with the Clerk of the Superior Court, Hughes Justice Complex, P.O. Box 971, Trenton, NJ 08625-0971. A filing fee\* payable to the Clerk of the Superior Court and a completed Case Information Statement (available from the deputy clerk of the Superior Court) must accompany your answer or motion when it is filed. You must also send a copy of your answer or motion to plaintiff's attorney whose name and address appear above, or to plaintiff, if no attorney is named above. A telephone call will not protect your rights; you must file and serve a written answer or motion (with fee of \$135.00 and completed Case Information Statement) if you want the court to hear your defense.

If you do not file and serve a written answer or motion within 35 days, the court may enter a judgment against you for the relief plaintiff demands, plus interest and costs of suit. If judgement is entered against you, the Sheriff may seize your money, wages or property to pay all or part of the judgment.

If you cannot afford an attorney, you may call the Legal Services office in the county where you live. A list of these offices is provided. If you do not have an attorney and are not eligible for free legal assistance, you may obtain a referral to an attorney by calling one of the Lawyer Referral Services. A list of these numbers is also provided.

Dated: December 5, 2006

  
Donald V. Shelan  
Superior Court Clerk

Name of Defendant to be Served: Ford Motor Company  
Address of Defendant to be Served: 280 Prospect Plains Road  
Cranbury, NJ 08512

**\*\$105 FOR CHANCERY DIVISION CASES OR \$110 FOR LAW DIVISION CASES**

31 Summons - Law or Chancery Divisions  
Superior Court - Appendix XII-A

**ATLANTIC COUNTY:**  
Deputy Clerk of the Superior Court  
Civil Division, Direct Filing  
1201 Bacharach Blvd., First Fl.  
Atlantic City, NJ 08401  
**LAWYER REFERRAL:**  
(609) 345-3444  
**LEGAL SERVICES**  
(609) 348-4200

**BERGEN COUNTY:**  
Deputy Clerk of the Superior Court  
Case Processing Section  
Room 119  
Justice Center, 10 Main St.  
Hackensack, NJ 07601-0769  
**LAWYER REFERRAL:**  
(201) 488-0044  
**LEGAL SERVICES**  
(201) 487-2166

**BURLINGTON COUNTY:**  
Deputy Clerk of the Superior Court  
Central Processing Office  
Attn.: Judicial Intake  
First Fl., Courts Facility  
49 Rancocas Rd.  
Mt. Holly, NJ 08060  
**LAWYER REFERRAL:**  
(609) 261-4862  
**LEGAL SERVICES**  
(609) 261-1088

**CAMDEN COUNTY:**  
Deputy Clerk of the Superior Court  
Civil Processing Office  
1<sup>st</sup> Fl., Hall of Records  
101 S. Fifth St.  
Camden, NJ 08103-4001  
**LAWYER REFERRAL:**  
(609) 964-4520  
**LEGAL SERVICES**  
(609) 964-2010

**CAPE MAY COUNTY:**  
Deputy Clerk of the Superior Court  
Central Processing Office  
9 N. Main St.  
Box DN-209  
Cape May Court House, NJ 08210  
**LAWYER REFERRAL:**  
(609) 463-0313  
**LEGAL SERVICES**  
(609) 465-3001

**CUMBERLAND COUNTY:**  
Deputy Clerk of the Superior Court  
Civil Case Management Office  
Broad & Fayette Sts., P.O. Box 615  
Bridgeton, NJ 08302  
**LAWYER REFERRAL:**  
(609) 692-6207  
**LEGAL SERVICES**  
(609) 451-0003

**ESSEX COUNTY:**  
Deputy Clerk of the Superior Court  
237 Hall of Records  
465 Dr. Martin Luther King, Jr. Blvd.  
Newark, NJ 07102  
**LAWYER REFERRAL:**  
(973) 622-6207  
**LEGAL SERVICES**  
(973) 624-4500

**GLoucester COUNTY:**  
Deputy Clerk of the Superior Court  
Civil Case Management Office  
Attn: Intake  
Court House  
1 North Broad Street, P.O. Box 129  
Woodbury, NJ 08096  
**LAWYER REFERRAL:**  
(609) 848-4589  
**LEGAL SERVICES**  
(609) 848-5360

**HUDSON COUNTY:**  
Deputy Clerk of the Superior Court  
Superior Court, Civil Records Dept.  
Brennan Court House - 1<sup>st</sup> Floor  
583 Newark Ave.  
Jersey City, NJ 07306  
**LAWYER REFERRAL:**  
(201) 798-2727  
**LEGAL SERVICES**  
(201) 798-6363

**HUNTERDON COUNTY:**  
Deputy Clerk of the Superior Court  
Civil Division  
65 Park Avenue  
Huntington, NJ 08822  
**LAWYER REFERRAL:**  
(908) 735-2611  
**LEGAL SERVICES**  
(908) 782-7979

**MERCER COUNTY:**  
Deputy Clerk of the Superior Court  
Local Filing Office, Courthouse  
175 S. Broad St., P.O. Box 8068  
Trenton, NJ 08650  
**LAWYER REFERRAL:**  
(609) 585-6200  
**LEGAL SERVICES**  
(609) 695-6249

**MIDDLESEX COUNTY:**  
Deputy Clerk of the Superior Court  
Administration Building  
Third Floor  
1 Kennedy Square, P.O. Box 2633  
New Brunswick, NJ 08903-2633  
**LAWYER REFERRAL:**  
(732) 828-0053  
**LEGAL SERVICES**  
(732) 249-7600

**MONMOUTH COUNTY:**  
Deputy Clerk of the Superior Court  
71 Monument Park  
P.O. Box 1262  
Court House, West Wing  
Freehold, NJ 07728-1262  
**LAWYER REFERRAL:**  
(732) 431-5544  
**LEGAL SERVICES**  
(732) 866-0020

**MORRIS COUNTY:**  
Deputy Clerk of the Superior Court  
Civil Division  
Administration & Records Building  
P.O. Box 910  
Morristown, NJ 07963-0910  
**LAWYER REFERRAL:**  
(973) 267-5882  
**LEGAL SERVICES**  
(973) 285-6911

**OCEAN COUNTY:**  
Deputy Clerk of the Superior Court  
Court House, Room 119  
118 Washington Street  
Toms River, NJ 08754  
**LAWYER REFERRAL:**  
(732) 240-3666  
**LEGAL SERVICES**  
(732) 341-2727

**PASSAIC COUNTY:**  
Deputy Clerk of the Superior Court  
Civil Division  
Court House  
77 Hamilton St.  
Paterson, NJ 07505  
**LAWYER REFERRAL:**  
(973) 278-9223  
**LEGAL SERVICES**  
(973) 345-7171

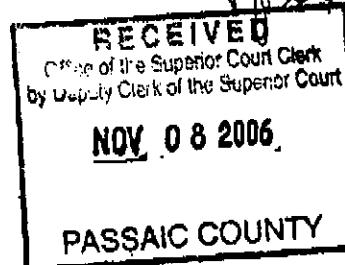
**SALEM COUNTY:**  
Deputy Clerk of the Superior Court  
92 Market St., P.O. Box 18  
Salem, NJ 08079  
**LAWYER REFERRAL:**  
(609) 935-5629  
**LEGAL SERVICES**  
(609) 451-0003

**SOMERSET COUNTY:**  
Deputy Clerk of the Superior Court  
Civil Division Office  
New Court House, 3<sup>rd</sup> Fl.  
P.O. Box 3000  
Somerville, NJ 08876  
**LAWYER REFERRAL:**  
(908) 685-2323  
**LEGAL SERVICES**  
(908) 231-0840

**SUSSEX COUNTY:**  
Deputy Clerk of the Superior Court  
Sussex County Judicial Center  
43-47 High Street  
Newton, NJ 07860  
**LAWYER REFERRAL:**  
(973) 267-5882  
**LEGAL SERVICES**  
(973) 383-7400

**UNION COUNTY:**  
Deputy Clerk of the Superior Court  
1st Fl., Court House  
2 Broad Street  
Elizabeth, NJ 07207-6073  
**LAWYER REFERRAL:**  
(908) 353-4715  
**LEGAL SERVICES**  
(908) 354-4340

**WARREN COUNTY:**  
Deputy Clerk of the Superior Court  
Civil Division Office  
Court House  
413 Second Street  
Belvidere, NJ 07823-1500  
**LAWYER REFERRAL:**  
(973) 267-5882  
**LEGAL SERVICES**  
(908) 475-2010



WILENTZ, GOLDMAN & SPITZER P.A.  
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90 Woodbridge Center Drive  
Post Office Box 10  
Woodbridge, New Jersey 07095  
(732) 855-6034  
Attorneys for Plaintiff

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION  
PASSAIC COUNTY  
DOCKET NO. *L-4739-06*

-----X  
:  
JOHN PULIAFICO, :  
:  
Plaintiff, : Civil Action  
:  
v. : COMPLAINT; JURY DEMAND;  
:  
FORD MOTOR COMPANY, : DESIGNATION OF TRIAL COUNSEL;  
:  
Defendant. : CERTIFICATION PURSUANT TO  
:  
: N.J. RULE 4:5-1; REQUEST FOR  
: INSURANCE AGREEMENTS PURSUANT  
: TO N.J. RULE 4:10-2

Plaintiff, John Puliafico, by way of complaint against  
defendant, Ford Motor Company, says:

FACTS COMMON TO ALL COUNTS

1. Plaintiff John Puliafico (hereinafter "plaintiff") was  
employed by Ford Motor Company as a General Plant Skilled  
Maintenance worker for thirty-seven (37) years.

2. Ford Motor Company ("Defendant") is a corporation with offices located in Cranbury, New Jersey.

3. Plaintiff was a model employee who was never late and never had an unexcused absence during his tenure with Ford Motor Company.

4. Plaintiff, then approximately sixty-one (61) years old, reported to Chris Fusco ("Fusco"), who was then approximately twenty-nine (29) years old and the building management company's representative, to receive his work assignments each day.

5. Anade Jacobs ("Jacobs"), approximately forty (40) years old and Ford's Human Resources Representative at its Cranbury location, instructed plaintiff to report to Mr. Fusco to receive his daily assignments.

6. Defendant delegated to Fusco supervisory authority over plaintiff, including the authority to dictate his daily work conditions and assignments.

7. In or about September and/or October 2005, plaintiff complained to both Jacobs and Fusco on more than one occasion about working conditions at the Cranbury location.

8. Plaintiff complained that the electrical panel's cabinet on the loading dock could not be locked, raising a safety issue, as unauthorized users could access the panel.

DEC-26-2006 15:52 FROM:WILENTZ

7328556117

TO:Guaranteed Subpoena P.8/25

9. Plaintiff received training during his career with Ford, including being specifically taught that an electrical panel cabinet door, as well as any other areas where electrical panels were located, should be locked to prevent tampering by unauthorized users.

10. Plaintiff also complained about the unsafe conditions in the electrical room.

11. Plaintiff complained that water or snow could leak into the electrical room, when the hatch on the ceiling was opened, and spill onto the electrical panels on the floor and on the walls, which were not waterproof.

12. Workers could be put in an unsafe position when they worked on the electrical panels throughout the room and/or climbed to the roof through the hatch in order to work on/operate the air conditioning/heating systems located on the roof.

13. Fusco responded to these safety complaints by stating that he didn't have a problem with the situation.

14. Jacobs responded to these safety complaints by stating that she would get in touch with the human resources people to see what they were doing about it.

15. Ford never corrected the safety issues regarding the hatch, the electrical room, and the cabinet for the electrical panel on the loading dock.

16. Plaintiff also complained about the inadequate lighting in one area of the plant, called the Maintenance Shop.

17. This inadequate lighting prevented plaintiff and his co-workers from effectively doing their jobs and created a safety hazard for the workers.

18. Plaintiff and his co-workers could not see the machinery with which they were working, in order to properly operate the machinery or perform their work.

19. This put them in danger of accidents and personal injury, as they were working with heavy duty and potentially dangerous machinery.

20. Plaintiff and his co-workers were unable to read instructions or warning labels printed on the equipment they used because of the inadequate lighting.

21. This put them in danger of accidents and personal injury because plaintiff and his co-workers were unable to heed the warnings or follow the instructions on the labels printed on the machinery, since they could not see those warning labels or instructions.

22. Plaintiff and General Plant Maintenance worker Dennis McCormick (who was approximately 62 years old at the time) were among the two of the oldest workers at the shop.

23. Ford was pressuring its oldest workers to retire.

24. Both Jacobs and Fusco questioned plaintiff more than once about when he was going to retire.

25. In addition, both continually questioned plaintiff about why he wanted to commute the distance he drove to work, implying that he was too old to commute and would be better off retiring.

26. On or about November 17, 2005, Fusco directed plaintiff and Mr. McCormick to install beams on the Maintenance Shop shelves.

27. To reach the height of the shelves, plaintiff and Mr. McCormick used a forklift with a basket properly chained onto it as a man-lift.

28. This precise method utilized to create a man-lift had been used by plaintiff and his co-workers for the entirety of plaintiff's thirty-seven (37) year career working for Ford.

29. Plaintiff was never involved in any accidents with the forklift basket.

30. Plaintiff always carefully and properly chained the basket to the forklift.

31. Upon information and belief, Ford workers consistently used this method to create man-lifts at Ford's Teterboro location in order to do the work required to dismantle Ford buildings there.

32. After using the man-lift to install the beams, plaintiff and Mr. McCormick used it to install the lighting unit.

33. The lighting unit had finally been purchased by Ford after months of plaintiff's complaints that it was needed to ensure worker safety.

34. Plaintiff installed the lighting unit because he knew that it otherwise would not be installed in the foreseeable future and that he and his co-workers therefore would have to continue to perform work with inadequate lighting which threatened their safety, although defendant was in possession of the lighting unit which would solve the safety problem.

35. The lighting company workers were at the plant the day before; however, although they discussed the poor lighting at the shop with plaintiff, they said nothing about correcting it.

36. Despite the fact that the lack of lighting was a serious safety concern, Fusco instructed plaintiff and Mr. McCormick to report to Jacobs, who told plaintiff and Mr.

McCormick that they had violated safety rules by using the basket on the forklift to install the light.

37. Jacobs was concerned only that the two workers had purportedly violated safety rules when they installed the light, although they installed both the beams and the light on the same occasion, using the same method.

38. Plaintiff explained to Jacobs that Fusco had ordered them to install the beams and that they installed the light at the same time.

39. Plaintiff told Jacobs that the scissor lift, the only other alternative method for them to use in installing the beams and light, was out for repairs and that Fusco was well aware, when he ordered them to install the beams, that the scissor lift would not be returned to the shop at any time soon.

40. Plaintiff told Jacobs that there was no other way to reach the shelves other than using the forklift and basket. He also told her that he had been using properly-installed baskets on forklifts for 37 years without any safety problems.

41. Jacobs responded that Fusco claimed that he had instructed plaintiff and Mr. McCormick to use ladders.

42. Plaintiff replied that Fusco had never said that they should use ladders.

43. Plaintiff explained to Jacobs that Fusco knew that they did not have ladders tall enough to reach the shelves and therefore could not have used ladders to do the job.

44. Plaintiff further stated that it was more dangerous to have one employee on one ladder, holding one end of a beam, and another employee, on another ladder, holding the other end of the beam, than to use the forklift basket.

45. Using such a ladder would have threatened the men's safety because they would not be able to maintain balance and could be in danger of falling off the ladder and injuring themselves.

46. Despite all the above, Jacobs told plaintiff that he should have waited to do the job until the scissor lift came back, even though he was told to do the job as soon as possible by Fusco.

47. Plaintiff then explained to Jacobs that in or about June 2005, he had been disciplined for the first time in his 37-year career at Ford for not finishing a job.

48. Plaintiff told Jacobs that he had installed the beams as quickly as possible, knowing that Fusco wanted the job done right away.

49. Plaintiff also knew that he would be subjected to discipline if he did not quickly complete the job, given Ford's

campaign to rid the plant of its older workers and the fact that he had become a fly in the ointment, having frequently complained about safety issues.

50. On or about November 18, 2005, Jacobs told plaintiff and Mr. McCormick that they were being discharged for violating safety rules in connection with putting up the lights.

51. Upon information and belief, terminating plaintiff and Mr. McCormick for their actions was unusually harsh pursuant to Union guidelines and the Collective Bargaining Agreement.

52. Based upon prior practice, if any disciplinary action was taken, at most a two (2) week suspension would have been the action taken against plaintiff and McCormick, not termination.

53. Ford's reason for terminating plaintiff and McCormick was pretextual.

54. The actual reason plaintiff and McCormick were terminated was in retaliation for plaintiffs' complaints about safety conditions at the plant, which he reasonably believed violated workplace standards for safety contained in the Occupational Health and Safety Act regulations, including, but not limited to, 29 CFR 1910, et seq.

55. Plaintiff's and McCormick's terminations were also part of Ford's pattern of attempting to rid the Cranbury plant of its older workers.

FIRST COUNT

VIOLATION OF CEPA

56. Plaintiff repeats and realleges paragraphs 1-55 above as if fully set forth herein.

57. By and through the foregoing conduct, defendant violated the New Jersey Conscientious Employee Protection Act ("CEPA"), N.J.S.A. 34:19-1 et seq., by retaliating against plaintiff for disclosing, objecting to, and/or refusing to participate in conduct that he reasonably believed was unlawful, fraudulent, criminal, and/or incompatible with a clear mandate of public policy.

58. By reason of defendant's actions described above, plaintiff has suffered and continues to suffer economic losses, harm to career, harm to reputation, bodily injury with physical manifestations, physical pain and suffering, emotional distress, personal and social disruption, and other such damages compensable under CEPA.

WHEREFORE, plaintiff demands judgment against defendant, as follows:

A. Full compensation for back pay, benefits and remuneration, with interest;

- B. Full compensation for front pay, benefits and other remuneration, with interest;
- C. Compensatory and consequential damages;
- D. Punitive damages, as defendants' behavior was especially egregious and engaged in by upper level management;
- E. An Order requiring defendant to properly provide accurate, positive references for plaintiff and to refrain from providing false and inaccurate information which may negatively impact on plaintiff's reputation or future professional opportunities;
- F. Reasonable attorneys' fees and costs, enhanced pursuant to Rendine; and
- G. Such other relief as the Court may deem just and proper.

SECOND COUNT

AGE DISCRIMINATION

59. Plaintiff repeats and realleges paragraphs 1-58 above as if fully set forth herein.

60. By and through the foregoing conduct, defendant engaged in unlawful age discrimination in violation of plaintiff's rights secured by the New Jersey Law Against Discrimination ("LAD"), N.J.S.A. 10:5-1, et seq.

61. The conduct engaged in by defendants constitutes egregious behavior and/or willful indifference, by upper management, to the rights of plaintiff sufficient to subject defendants to punitive damages under the LAD.

62. By reason of the actions set forth above, plaintiff has suffered, and continues to suffer, damages, including: economic loss, physical and emotional distress, and career, personal and social disruption.

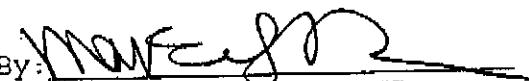
WHEREFORE, plaintiff demands judgment against defendant as follows:

- A. Full compensation for back pay, benefits and remuneration, with interest;
- B. Full compensation for front pay, benefits and other remuneration, with interest;
- C. Compensatory and consequential damages;
- D. Punitive damages, as defendants' behavior was especially egregious and engaged in by upper level management;
- E. An Order requiring defendant to properly provide accurate, positive references for plaintiff and to refrain from providing false and inaccurate information which may negatively impact on plaintiff's reputation or future professional opportunities;

F. Reasonable attorneys' fees and costs, enhanced pursuant to Rendine; and

G. Such other relief as the Court may deem just and proper.

WILENTZ, GOLDMAN & SPITZER, P.A.  
Attorneys for Plaintiff

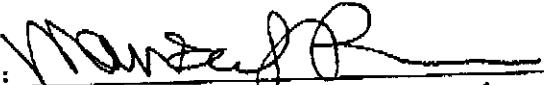
By:   
MAUREEN S. BINETTI

Dated: November 8, 2006

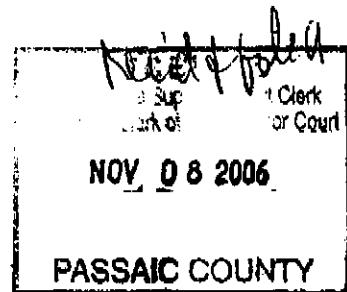
JURY DEMAND

Plaintiff hereby demands a trial by a jury as to all issues so triable.

WILENTZ, GOLDMAN & SPITZER, P.A.  
Attorneys for Plaintiff

By:   
MAUREEN S. BINETTI

Dated: November 8, 2006



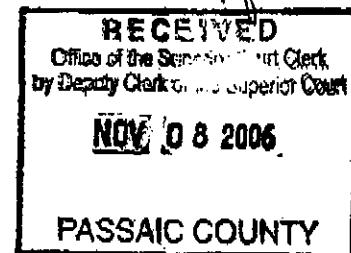
DESIGNATION OF TRIAL COUNSEL

Plaintiff hereby designates Maureen S. Binetti, Esq.,  
of Wilentz, Goldman & Spitzer, as trial counsel for plaintiff in  
the above-captioned matter.

WILENTZ, GOLDMAN & SPITZER, P.A.  
Attorneys for Plaintiff

By:   
MAUREEN S. BINETTI

Dated: November 8, 2006

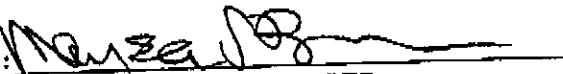


CERTIFICATION PURSUANT TO R. 4:5-1

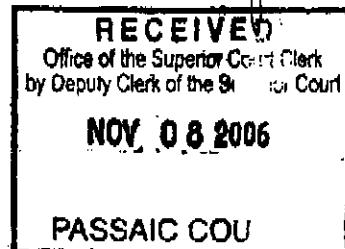
I hereby certify that, to the best of my knowledge, this matter is not the subject of any other action or other proceeding and that no other action or other proceeding is contemplated at this time.

I further certify that, to the best of my knowledge, there are no other parties who should be joined in this action at this time.

WILENTZ, GOLDMAN & SPITZER, P.A.  
Attorneys for Plaintiff

By:   
MAUREEN S. BINETTI

Dated: November 8, 2006



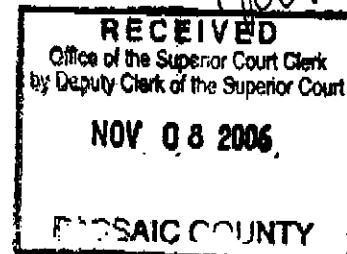
REQUEST FOR INSURANCE AGREEMENTS PURSUANT TO  
NEW JERSEY RULE 4:10-2

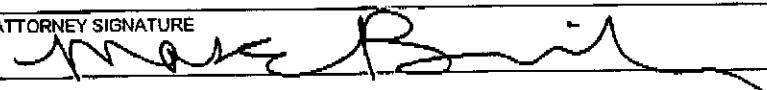
Pursuant to N.J. Rule 4:10-2, plaintiff hereby demands that defendants provide all information regarding the existence and contents of any insurance agreements under which any person carrying on an insurance business may be liable to satisfy part or all of a judgment which may be entered in this action, or to indemnify or reimburse for payments made to satisfy the judgment.

WILENTZ, GOLDMAN & SPITZER  
A Professional Corporation  
Attorneys for Plaintiff

BY:   
MAUREEN S. BINETTI

DATED: November 8, 2006



<b>CIVIL CASE INFORMATION STATEMENT (CIS)</b>   Use for initial Law Division-Civil Part pleadings (not motions) under Rule 4:5-1 Pleading will be rejected for filing, under Rule 1:5-6(c), if information above the black bar is not completed or if attorney's signature is not affixed.		<b>FOR USE BY CLERKS OFFICE ONLY</b>		
		Payment Type: <input type="checkbox"/> CK <input type="checkbox"/> CG <input type="checkbox"/> CA		
		CHG/ CK NO. _____		
		AMOUNT: _____		
		OVERPAYMENT: _____		
		BATCH NUMBER: _____		
ATTORNEY/PRO SE NAME MAUREEN S. BINETTI	TELEPHONE NUMBER (732) 855-6034	COUNTY OF VENUE PASSAIC DOCKET NUMBER (When Available) <i>L-4739-06</i>		
FIRM NAME (IF APPLICABLE) Wilentz, Goldman & Spitzer, P.A.		DOCUMENT TYPE COMPLAINT		
OFFICE ADDRESS 90 Woodbridge Center Drive Post Office Box 10 Woodbridge, NJ 07095		JURY DEMAND <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		
NAME OF PARTY (e.g. John Doe, Plaintiff) JOHN PULIAFICO	CAPTION JOHN PULIAFICO v. FORD MOTOR COMPANY			
CASE TYPE NUMBER (See reverse side for listing) 616 & 618	IS THIS A PROFESSIONAL MALPRACTICE CASE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO IF YOU HAVE CHECKED "YES", SEE N.J.S.A., 2A:53A-27 AND APPLICABLE CASE LAW REGARDING YOUR OBLIGATION TO FILE AN AFFIDAVIT OF MERIT.			
RELATED CASES PENDING <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	IF YES, LIST DOCKET NUMBERS			
DO YOU ANTICIPATE ADDING ANY PARTIES (arising out of same transaction or occurrence)? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		NAME OF DEFENDANT'S PRIMARY INSURANCE COMPANY, IF KNOWN <input type="checkbox"/> None <input checked="" type="checkbox"/> Unknown	
<b>THE INFORMATION PROVIDED ON THIS FORM CANNOT BE INTRODUCED INTO EVIDENCE.</b>				
<b>CASE CHARACTERISTICS FOR PURPOSES OF DETERMINING IF CASE IS APPROPRIATE FOR MEDIATION</b>				
A. DO PARTIES HAVE A CURRENT, PAST OR RECURRENT RELATIONSHIP? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	IF YES, IS THAT RELATIONSHIP <input checked="" type="checkbox"/> EMPLOYER-EMPLOYEE <input type="checkbox"/> FRIEND/NEIGHBOR <input type="checkbox"/> OTHER (explain) _____ <input type="checkbox"/> FAMILIAL <input type="checkbox"/> BUSINESS			
B. DOES THE STATUTE GOVERNING THIS CASE PROVIDE FOR PAYMENT OF FEES BY THE LOSING PARTY? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	STATUTE PROVIDES FOR FEES TO THE PREVAILING PARTY			
USE THIS SPACE TO ALERT THE COURT TO ANY SPECIAL CASE CHARACTERISTICS THAT MAY WARRANT INDIVIDUAL MANAGEMENT OR ACCELERATED DISPOSITION:  <i>Employment Discrimination case</i>				
<div style="border: 1px solid black; padding: 5px; text-align: right;"> <b>RECEIVED</b>                      Office of the Superior Court Clerk                      by Dept. _____ The Superior Court  <b>NOV 08 2006</b>  <b>PAL</b>, <b>COUNTY</b> </div>				
DO YOU OR YOUR CLIENT NEED ANY DISABILITY ACCOMMODATIONS? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO IF YES, PLEASE IDENTIFY THE REQUESTED ACCOMMODATION: _____				
WILL AN INTERPRETER BE NEEDED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO IF YES, FOR WHAT LANGUAGE: _____				
ATTORNEY SIGNATURE 				

SIDE 2

**CIVIL CASE INFORMATION STATEMENT  
(CIS)**

Use for initial pleadings (not motions) under Rule 4:5-1

**CASE TYPES** (Choose one and enter number of case type in appropriate space on the reverse side.)

**Track I -- 150 days' discovery**

- 151 NAME CHANGE
- 175 FORFEITURE
- 302 TENANCY
- 399 REAL PROPERTY
- 502 BOOK ACCOUNT
- 503 COMMERCIAL TRANSACTION
- 505 OTHER INSURANCE CLAIM (INCLUDING DECLARATORY JUDGMENT ACTIONS)
- 506 PIP COVERAGE
- 510 UM OR UIM CLAIM
- 511 ACTION ON NEGOTIABLE INSTRUMENT
- 599 CONTRACT
- 801 SUMMARY ACTION
- 802 OPEN PUBLIC RECORDS ACT (SUMMARY ACTION)

**Track II -- 300 days' discovery**

- 305 CONSTRUCTION
- 509 EMPLOYMENT (OTHER THAN CEPA OR LAD)
- 602 ASSAULT AND BATTERY
- 603 AUTO NEGLIGENCE - PERSONAL INJURY
- 605 PERSONAL INJURY
- 610 AUTO NEGLIGENCE - PROPERTY DAMAGE
- 699 TORT - OTHER

**Track III - 450 days' discovery**

- 005 CIVIL RIGHTS
- 301 CONDEMNATION
- 604 MEDICAL MALPRACTICE
- 606 PRODUCT LIABILITY
- 607 PROFESSIONAL MALPRACTICE
- 608 TOXIC TORT
- 609 DEFAMATION
- 616 WHISTLEBLOWER/CONSCIENTIOUS EMPLOYEE PROTECTION ACT (CEPA) CASES
- 617 INVERSE CONDEMNATION
- 618 LAW AGAINST DISCRIMINATION (LAD) CASES

**Track IV – Active Case Management by Individual Judge / 450 days' discovery**

- 156 ENVIRONMENTAL COVERAGE LITIGATION
- 234 FRT PLYWOOD LITIGATION
- 245 ACTIONS UNDER FEDERAL Y2K ACT
- 303 MT. LAUREL
- 508 COMPLEX COMMERCIAL
- 613 REPETITIVE STRESS SYNDROME
- 701 ACTIONS IN LIEU OF PREROGATIVE WRIT

**Mass Tort (Track IV)**

- |                |                          |
|----------------|--------------------------|
| 240 DIET DRUG  | 264 PPA                  |
| 241 TOBACCO    | 601 ASBESTOS             |
| 243 LATEX      | 612 BLOOD-CLOTTING SERUM |
| 246 REZULIN    | 702 LEAD PAINT           |
| 247 PROPULSID  |                          |
| 248 CIBA GEIGY |                          |

999 OTHER (Brief describe nature of action) \_\_\_\_\_

If you believe this case requires a track other than that provided above, please indicate the reason on Side 1, in the space under "Case Characteristics."

PASSAIC SUPERIOR COURT  
PASSEIC COUNTY COURTHOUSE  
77 HAMILTON STREET  
PATERSON NJ 07505

TRACK ASSIGNMENT NOTICE

COURT TELEPHONE NO. (973) 247-8183

COURT HOURS

DATE: NOVEMBER 09, 2006  
RE: PULIAFICO VS FORD MOTOR COMPANY  
DOCKET: PAS L -004739 06

THE ABOVE CASE HAS BEEN ASSIGNED TO: TRACK 3.

DISCOVERY IS 450 DAYS AND RUNS FROM THE FIRST ANSWER OR 90 DAYS  
FROM SERVICE ON THE FIRST DEFENDANT, WHICHEVER COMES FIRST.

THE PRETRIAL JUDGE ASSIGNED IS: HON ANTHONY J. GRAZIANO

IF YOU HAVE ANY QUESTIONS, CONTACT TEAM 007  
AT: (973) 247-8211.

IF YOU BELIEVE THAT THE TRACK IS INAPPROPRIATE YOU MUST FILE A  
CERTIFICATION OF GOOD CAUSE WITHIN 30 DAYS OF THE FILING OF YOUR PLEADING.  
PLAINTIFF MUST SERVE COPIES OF THIS FORM ON ALL OTHER PARTIES IN ACCORDANCE  
WITH R.4:5A-2.

ATTENTION:

ATT: MAUREEN S. BINETTI  
WILENTZ GOLDMAN SPITZER  
90 WOODBRIDGE CENTER DR  
SUITE 900 BOX 10  
WOODBRIDGE NJ 07095

JUMEG4